JENNIFER KELLY (CSB No. 193416) 1 jennifer@tyzlaw.com RYAN TYZ (CSB No. 234895) 2 ryan@tyzlaw.com 3 ERIN JONES (CSB No. 252947) ejones@tyzlaw.com ČIARA MCHALE (CSB No. 293308) 4 ciara@tyzlaw.com 5 SEAN APPLE (CSB No. 305692) sapple@tyzlaw.com 6 TÝŻ LĂŴ GROUP PC 4 Embarcadero Center, 14th Floor San Francisco, CA 94111 7 Telephone: 415.849.3578 8 Attorneys for Defendant 9 Supercell Ov 10 UNITED STATES DISTRICT COURT 11 NORTHERN DISTRICT OF CALIFORNIA 12 **SAN FRANCISCO** DIVISION 13 14 IN RE GOOGLE PLAY STORE Case No: 3:21-md-02981-JD **ANTITRUST LITIGATION** 15 **DECLARATION OF HANNU** THIS DOCUMENT RELATES TO: PARTANEN RE SUPERCELL OY'S 16 STATEMENT IN SUPPORT OF In re Google Play Consumer Antitrust ADMINISTRATIVE MOTION TO 17 Litigation, Case No. 3:20-cv-05761-JD **CONSIDER WHETHER ANOTHER** PARTY'S MATERIALS SHOULD BE 18 State of Utah et al. v. Google LLC et al., SEALED (ECF NO. 542) Case No. 3:21-cv-05227-JD 19 Judge: Hon. James Donato 20 21 22 23 24 25 26 27 28

I, Hannu Partanen, hereby declare as follows:

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- 1. I have been employed by Supercell Oy ("Supercell") since 2017. My current title is Deputy General Counsel. Among other responsibilities, I manage Supercell business and litigation matters. Except as described below, I have personal knowledge of matters set forth in this declaration and, if called to testify as a witness, would be competent to testify as follows.
- 2. I have been informed that Supercell Oy information has been submitted for filing in this matter on Page 1 (of PDF document), rows 6-8, of Exhibit F to the Declaration of J. Raphael, filed in *In re Google Play Store Antitrust Litigation*, No. 21-md-02981-JD (N.D. Cal) ("MDL") at ECF No. 541; in *In re Google Play Consumer Antitrust Litigation*, No. 3:20-cv-05761-JD (N.D. Cal) at ECF No. 424, and in *State of Utah*, et al. v. Google LLC et al., No. 3:21-cv-05227-JD (N.D. Cal.) at ECF No. 415.
- 3. I have reviewed Page 1, lines 6-8 of the document provided and identified to me as Page 1 of Ex. F to J. Raphael Declaration In Support of Defendant's Motion for Leave to File Supplemental Brief in Support of Defendant's Motion to Exclude Merits Opinions of Dr. Singer [MDL Dkt. 541], which I understand was filed in this matter as described above. The one-page document that I reviewed was redacted, and only rows 6-8 were showing. I understand that the information in rows 6-8 is information that Defendants in this action are seeking to file under seal. These rows of the chart contain Supercell's confidential information, including raw data on inapp purchases in Supercell products, information that reflects highly confidential/sensitive business information that Supercell keeps confidential in the ordinary course of its business and under contract with Google. I also see that these materials disclose in-app purchase details, including breakdown of purchase prices both pre- and post-tax, and business metrics such as its take rates, and other commercial information. This information is not public to Supercell's knowledge, and if disclosed, would harm Supercell and place it at a competitive disadvantage in negotiations relating to take and pricing with Defendants' competitors (such as platforms that are competitive with Defendants). Supercell views this information as confidential and sensitive business information, has not made it public, and the disclosure of this information is likely to result in competitive or commercial disadvantage to Supercell. If these portions of the chart were

to be made public, Defendants' competitors (for example, platforms operated by third parties competitive with Defendants where Supercell makes its games available to the public through agreements) would likely to gain insight into Supercell's relationship with Defendants (including pricing and agreed take), and could use this information in negotiations with Supercell to gain a competitive advantage at Supercell's expense. Disclosure of this information would harm Supercell by harming its bargaining position with third party platforms, and could give its competitors the ability to undercut Supercell and unfairly win additional business.

4. Accordingly, Supercell respectfully requests that the Court keep under seal

4. Accordingly, Supercell respectfully requests that the Court keep under seal Supercell's information in lines 6-8 of the document provided and identified to me as Page 1 of Ex. F to J. Raphael Declaration In Support of Defendant's Motion for Leave to File Supplemental Brief in Support of Defendant's Motion to Exclude Merits Opinions of Dr. Singer [MDL Dkt. 541].

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on August 2, 2023.

Cocusigned by:

tannu fartanun
6338B279CD57406

Hannu Partanen

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Ciara McHale, attest that concurrence in the filing of this document has been obtained from the other signatory. I declare under penalty of perjury that the foregoing is true and correct. Executed on August 2, 2023.

/s/ Ciara McHale
Ciara McHale